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RCE/1623  
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JAN 30 2004

DOCKET NO.: JJPR-0029 (ORT-1573)

PATENT

TECH CENTER 1600/2900



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Confirmation No.: 3409

Plata-Salaman, et al.

Application No.: 10/056,828

Group Art Unit: 1623

Filing Date: January 24, 2002

Examiner: T. McIntosh III

For: Treatment of Neurological Dysfunction Comprising Fructopyranose Sulfamates and Erythropoietin

EXPRESS MAIL LABEL NO: EV 325641272 US  
DATE OF DEPOSIT: January 26, 2004

EV325641272US

Mail Stop ☒ AF  
☐ ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**REQUEST FOR CONTINUED EXAMINATION (RCE)  
TRANSMITTAL PURSUANT TO 37 CFR § 1.114**

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application.

1. Submission required under 37 CFR § 1.114

- ☐ Previously submitted
- ☐ Consider the amendment(s)/reply under 37 CFR § 1.116 previously filed on . (Any unentered amendment(s) referred to above will be entered).
- ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
- ☐ Other:

☒ Enclosed

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- ☒ Amendment/Reply under 37 CFR § 1.116
- ☐ Affidavit(s)/Declaration(s)
- ☐ Information Disclosure Statement (IDS)
- ☒ Other: Copy of Associate Power of Attorney/Change of Correspondence Address and Associate Power of Attorney filed with the United States Patent and Trademark Office on May 19, 2003; Exhibit A: Executed Declaration of Carlos R. Plata-Salaman Pursuant to 37 CFR § 1.132; Exhibit B: Resume of Carlos R. Plata-Salaman;

## 2. Miscellaneous

- ☐ Suspension of action on the above-identified application is requested under 37 CFR §1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed three (3) months; Fee under 37 CFR §1.17(i) required)

## FEE CALCULATION:

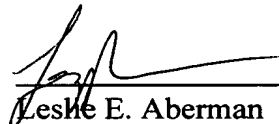
				SMALL ENTITY		NOT SMALL ENTITY	
<input checked="" type="checkbox"/> RCE BASIC FILING FEE				\$385.00	\$	\$770.00	\$770.00
	CLAIMS REMAINING AFTER RCE	HIGHEST NO. PAID FOR	EXTRA				
TOTAL CLAIMS	22	24 (20 MINIMUM)	0	\$9 EACH	\$	\$18 EACH	\$0.00
INDEP. CLAIMS	4	6 (3 MINIMUM)	0	\$43 EACH	\$	\$86 EACH	\$0.00
FIRST PRESENTATION OF MULTIPLE DEPENDENT				\$145	\$	\$290	\$0.00
<input type="checkbox"/> ONE MONTH EXTENSION OF TIME				\$55	\$	\$110	\$0.00
<input checked="" type="checkbox"/> TWO MONTH EXTENSION OF TIME				\$210	\$	\$420	\$420.00
<input type="checkbox"/> THREE MONTH EXTENSION OF TIME				\$475	\$	\$950	\$0.00
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME				\$740	\$	\$1480	\$0.00
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME (May only be taken when filing RCE in lieu of Appeal Brief)				\$1005	\$	\$2010	\$0.00
<input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID				minus	(\$ )	minus	(\$0.00)
<input type="checkbox"/> TERMINAL DISCLAIMER				\$55	\$	\$110	\$0.00
TOTAL FEE DUE					\$		\$1,190.00

- ☒ A check in the amount of **\$1,190.00** is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.
- ☐ Please charge Deposit Account No. 23-3050 in the amount of \$ \_\_\_\_\_.00. This sheet is attached in duplicate.

- ☒ A response to the Final Office Action dated August 26, 2003 was due on November 26, 2003. Petition is hereby made under 37 CFR § 1.136(a) to extend the time period for response from November 26, 2003 to and through January 26, 2004 comprising an extension of the shortened statutory period of two month(s).
- ☐ A Notice of Appeal was filed . An Appeal Brief is due on . Applicants are filing this Request for Continued Examination in lieu of this Appeal Brief. Petition is hereby made to extend the time period from to and through comprising a total extension of month(s).
- ☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account No. 23-3050. This sheet is provided in duplicate.
- ☒ The Commission is hereby authorized to charge payment of the above fees associated with this communication or credit any overpayment to Deposit Account No. 23-3050. This sheet is attached in duplicate.

**SHOULD ANY DEFICIENCIES APPEAR** with respect to this application, including deficiencies in payment of fees, missing parts of the application or otherwise, the United States Patent and Trademark Office is respectfully requested to promptly notify the undersigned.

Date: January 26, 2004

  
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